# COMBINED DECLARATION AND POWER OF ATTORNEY

(Original, Design, National Stage of PCT, Supplemental, Divisional, Continuation or C-I-P)

		•	Continuation of	C-1-F	)
As a	below r	named inventor, I hereby	y declare that:		
This	declarat	tion is of the following t	type		
	,\overline{A}	original			divisional
		design			continuation
		supplemental			continuation-in-part
		national stage of PCT	Γ		
		INVENT	ORSHIP IDEN	<b>YTIFI</b>	CATION
We or a	believe t n origina	that we are the original,	first and sole in or (if plural name	nvento nes ar	as stated below, next to our names. or (if only one name is listed below) e listed below) of the subject matter vention entitled:
		TI	TLE OF INVE	ENTIC	ON
CO	NDITIO		/ITH, AND P	OTE	GENETIC AND METABOLIC NTIALLY PREDISPOSITIONAL SPONSE
	<b>.</b> _/		CATION IDE	NTIF	ICATION
(a)		s attached hereto.		_	
(b)	⊔ v or □	vas filed on	as LI Serial N	0.	
		vas amended on			
(c)			ed in PCT Inter	nation	al Application No,
(-)	filed	on and a	as amended und	er PC	T Article 19 on
	ACKNO	OWLEDGMENT OF F	REVIEW OF F	APE	RS AND DUTY OF CANDOR
iden abov	tified sp	ecification, including t	the claims, as	ameno	derstand the contents of the above- ded by any amendment referred to , which is material to patentability as
defi		7, Code of Federal Regu		iauUII,	, which is material to patentability as
	M	and which is material information where the	I to the examina ere is substantia portant in decid	ıl likel	f this application, namely, lihood that a reasonable Examiner nether to allow the application to

in compliance with this duty, there is attached an information disclosure						
statement, in accordance with 37 CFR 1.98.						

## **PRIORITY CLAIM** (35 U.S.C. § 119(a)-(d))

We hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having filing date before that of the application(s) of which priority is claimed.

- (d) M no such applications have been filed.
- (e)  $\square$  such applications have been filed as follows.

# PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C.§ 119(a)-(d)

Country (or	Application	Filing	Priority Claimed
indicate if PCT)	Number	Date	Under 37 USC 119

# CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (34 U.S.C. § 119(e)

☐ I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

#### PROVISIONAL APPLICATION NUMBER

**FILING DATE** 

# CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

#### POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

> Charles E. Cates, Reg. No. 25,838 and Frank T. Barber, Reg. No. 16,410

Attached, as part of this declaration and power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

### SEND CORRESPONDENCE TO:

DIRECT TELEPHONE

CALLS TO:

Charles E. Cates Cates & Holloway Charles E. Cates (602) 248-0982

P.O. 1532

Residence:

Citizenship:

Scottsdale, Arizona 85252-1532

## DECLARATION

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

David E. Berg 1101 E. Waltann

Phoenix, Arizona 85022

U.S.A.

Dated this \_\_\_\_\_ day of September, 2001

Low Hll Berg

1101 E. Waltann

Phoenix, Arizona 85022

Citizenship: U.S.A.

Dated this 28 day of September, 2001

Number

	De la Caración de la									
		Har	Harold H. Harrison							
			11701 N. 99 <sup>th</sup> Street							
		Sco	Scottsdale, Arizona 85260							
Citizenship:			U.S.A.							
Dated this 38 To	lay of Septembe	er, 2001								
(che	eck proper box(	es) for any of	the following a	dded pages(s)						
•	that form a part of this declaration)									
added pages to combined declaration and power of attorney for divisional continuation, or continuation-in-part (CIP) application.										
☐ Number of pages added										
	APPLICATION  SNATING THI									
U.S. Applications	U.S. I	Filing Date	Patented	Pending	Abandoned					
1. 09/637,808 2.	Augu	ıst 11, 2000								
PCT	Designating the	e U.S.								
PCT Application PCT Filing U.S. A			cation							
Number	Date	Nos. Assigned								
4.		0 /	<del></del>							
5.		0 /								
	35 USC 11	9 PRIORIT	Y CLAIM, IF	ANY.						
	FOR ABOVE		•	•						
Above	Above Details of Foreign Application From Which Priority									
Application Number		der 35 USC 1								
	Country & A	pplication	Date of Fili	ng Da	te of Issue					

1.

2.

# ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR C-I-P APPLICATION

# CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 USC 120

I hereby claim the benefit, under Title 35, United States Code, § 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information

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that is material to patentability as defined in 37, Code of Federal Regulations, § 1.56

X

and that is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent,

that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

In compliance with this duty, there is attached an information disclosure statement, in accordance with 37 C.F.R. 1.98.

09/637,808

August 11, 2000